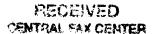
USPTO -12/15/2003 1:52 PM PAGE 1/012 Fax Server

TO: Tanya M. Harding, Ph.D. COMPANY:



DEC | 5 2003



Patent Technology Center 1600

Facsimile Transmission

To:

Name:

Tanya M. Harding, Ph.D.

Company:

Fax Number:

(703) 308-4242

Voice Phone:

From:

Name:

Official Fax Number:

(703) 872-9306

Official After Final Fax Number:

(703) 872-9307

Voice Phone:

37 C.F.R. 1.6 sets forth the types of correspondence that can be communicated to the Patent and Trademark Office via facsimile transmissions. Applicants are advised to use the certificate of facsimile transmission procedures when submitting a reply to a non-final or final Office action by facsimile (37 CFR 1.8(a)).

Fax Notes:

Date and time of transmission: Monday, December 15, 2003 1:49:56 PM

Number of pages including this cover sheet: 12

TO: Tanya M. Harding, Ph.D. COMPANY: 12/15/03 10:30 FAX 503 228 9446

USPTO

KLARQUIST PATENT

Ø1001

PROBINED
PROCESS SAY CENTER

DEC 1 5 7003

KLARQUIST SPARKMAN, LLP

INTELLECTUAL PROPERTY LEGAL SERVICES • INCLUDING PATENTS, TRADEMARKS, COPYRIGHTS & LITTIGATION • SINCE 1941

One World Trade Center • 121 S.W. Salmon Street • Suite 1600 • Portland, Oregon 97204 • U.S.A.

Telephone: 503-226-7391 • www.klarquist.com Facsimile: 503-228-9446

FAX TRANSMITTAL

DATE:

December 15, 2003

TO:

Examiner Quang Nguyen, Ph.D.

FAX PHONE:

703-746-5312

FROM:

Tanya M. Harding, Ph.D.

RE:

Applicant(s): Brown et al.

U.S. Patent Application 09/117,218

TREATMENT OF NON-NEURONAL CANCER USING HSV-1

VARIANTS

Filed: July 11, 1999

OUR FILE:

6947-67206

NO. PAGES

11 (including this cover page)

PLEASE ACKNOWLEDGE RECEIPT BY RETURN FACSIMILE? Yes

□No

CONFIRMATION TO FOLLOW? Yes, original mailed 12-10-03

No

CONTACT INFO: If you do not receive all pages or if you have problems receiving

transmittal, please call us at (503) 226-7391 as soon as possible and ask

for Dawn Vogt.

MESSAGE:

In accordance with your telephone conversation with my assistant today, please see the attached Request for Continued Examination / Amendment which was timely mailed on December 10, 2003, to the PTO. Please

contact me if you have any questions or comments.

Tanya M. Harding, Ph.D.

Registration No. 42,630

THE INFORMATION CONTAINED IN THIS TRANSMISSION IS CONFIDENTIAL. AND ONLY FOR THE INTENDED RECIPIENT IDENTIFIED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION OR USE OF THIS COMMUNICATION IS UNLAWFUL. IF YOU HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE (COLLECT), RETURN THE ORIGINAL MESSAGE TO US, AND RETAIN NO COPY.

3/012

Fax Server

TO: Tanya M. Harding, Ph.D. COMPANY: 12/15/03 10:30 FAX 503 228 9446

KLARQUIST PATENT

2002

TMH/dv 12/10/2003 6947-67206 240287.doc

PATENT

Attorney Reference Number: 6947-67206

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Brown et al.

Application No. 09/117,218 Filed: January 11, 1999

Confirmation No. 3436

For:

TREATMENT OF NON-NEURONAL CANCER USING HSV-1 VARIANTS

Examiner: Quang Nguyen, Ph.D.

Art Unit: 1636

Attorney Reference No. 6947-67206

MAIL STOP RCE COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service & Pinst Class Mail in an envelope addressed to: MAIL STOP RCE, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attomey

for Applicant(s)
Tanya M. Harding, Ph.D.

Date Mailed December 10, 200

REQUEST FOR CONTINUED EXAMINATION TRANSMITTAL LETTER

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the application referenced above.

Enclosed are the following for submission required under 37 C.F.R. § 1.114:

FILING FEE							
For	No. after amendment	No. paid for previously		Present Extra	Rate	Fee	
Fee under 37 CFR 1.17(e)					\$770.		70.00
Total Claims	5	- 45*	=	0	\$18.00	\$	0.00
Indep. Claims	1	- 4**	=	0	\$86.00	\$	0.00
Mult. Dep. Claims Fee (if not previously paid)					\$290.00		
One-month Extension of Time					\$110.00		• •
Two-month Extension of Time					\$420.00		
Three-month Extension of Time					\$950.00	\$950.00	
TOTAL FILING FEE						\$17	20.00

greater of twenty or number for which fee has been paid.
 greater of three or number for which fee has been paid.

Applicant petitions for an extension of time for the number of months indicated above. If an additional extension of time is required please consider this a petition therefor.

12/15/2003 1:52 PM 4/012 **PAGE** Fax Server USPTO COMPANY:

TO: Tanya M. Harding, Ph.D. COM 12/15/03 10:31 FAX 503 228 9446 KLARQUIST PATENT

2003

TMH/dv 12/10/2003 6947-67206 240287.doc

PATENT Attorney Reference Number: 6947-67206

A check in the amount of \$1,720.00 is attached.

- Please charge any additional fees that may be required in connection with filing this amendment and any extension of time, or credit any overpayment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN,

By

Tenya M. Harding, Ph.D Registration No. 42,630

One World Trade Center, Suite 1600 121 S.W. Salmon Street Portland, Oregon 97204 Telephone: (503) 226-7391 Facsimile: (503) 228-9446

cc: Docketing